

Message Text

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PAGE 01 BERLIN 06952 241507Z

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ACTION EUR-12

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R 241155Z DEC 75

FM AMEMBASSY BERLIN

TO SECSTATE WASHDC 1863

C O N F I D E N T I A L BERLIN 6952

E O 11652: GDS

TAGS: AFSP, ASEC, ABLD

SUBJ: SURVEILLANCE OF CHANCERY

REF: A. STATE 293826; B. BERLIN 6883; C. STATE 275546

D. BERLIN 6696

1. CHARGE MET WITH DR. GEYER OF MFA ON DECEMBER 22. GEYER SUBSTANTIALLY CONFIRMED HIS COMMENTS TO EUR/CE REPORTED IN REFTEL (A). ADDITIONALLY HE SPECIFICALLY NOTED THAT US ON-SITE VISITORS WOULD HAVE TO FOLLOW ALL SAFETY PROCEDURES, AND INDIVIDUALLY SIGN A GDR RELEASE FORM RELEASING THE GDR FROM LIABILITY IN THE EVENT OF INJURY TO US PERSONNEL. CHARGE EMPHASIZED THE IMPORTANCE WE ATTACH TO CONTINUOUS ON-SITE PRESENCE, AS WITNESSED BY HIS SECOND VISIT TO DISCUSS THIS SUBJECT. FOLLOWING THE MEETING, CHARGE LEFT WITH GEYER A COPY OF THE EMBASSY'S DECEMBER 5, 1975 LETTER TO DEPUTY DLA DIRECTOR NEUMANN CONCERNING US ACCESS REQUIREMENTS.

2. THE EMBASSY INTENDS NOW TO SEND A LETTER TO THE DLA DIRECTOR GENERAL LOEFFLER. THIS LETTER WILL STATE OUR REQUIREMENTS, CITE THE UNDERSTANDING REACHED WITH MFFA AND AGREE TO SAFETY AND LIABILITY STRICTURES. THE LETTER WOULD NOT REQUIRE A REPLY. PROPOSED TEXT FOLLOWS:

3. "AS NOTED IN OUR LETTER TO HERR NEUMANN DATED DECEMBER 5, 1975 AND DISCUSSED AGAIN SINCE THEN WITH THE MINISTRY OF FOREIGN AFFAIRS, THE AMERICAN
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PAGE 02 BERLIN 06952 241507Z

EMBASSY REQUIRES AN ON-SITE PRESENCE OF UP TO THREE

PEOPLE DURING WORKING HOURS AT THE CHANCERY SITE.
WE UNDERSTAND THERE WILL BE A REQUIREMENT TO STATE THE
ANTICIPATED TIMES OF PRESENCE, TO FOLLOW APPLICABLE
SAFETY REGULATIONS, AND TO WAIVE LIABILITY IN CASE OF
INJURY.

4. "THE AMERICAN EMBASSY ACCEPTS THESE STIPULATIONS AND
INTENDS TO LOCATE UP TO THREE PEOPLE ON THE SITE
CONTINUOUSLY DURING WORKING HOURS. WE EXPECT TO BEGIN
THIS PROCEDURE AS SOON AS STAFF ARRIVES, AND TO MAINTAIN
IT THROUGHOUT THE REST OF THE CONSTRUCTION PERIOD."

5. THE DEPARTMENT'S COMMENTS ARE REQUESTED, PARTICULARLY IN
CONSIDERATION OF REFTELS C & D, WHICH CONCERN THE WAIVER
OF LIABILITY.GROVE

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